

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

DONALD JAMES COON, )  
Plaintiff, )  
v. ) No. 4:06-CV-1637-CAS  
ASSUMPTION HEALTHCARE SYSTEM, )  
ST. MARY'S HOSPITAL, NORTHEAST )  
ORTHOPEDIC SURGEONS, DR. MATTHEW )  
ZMURKO, DR. JOHN WHALEN, and )  
NORTHWOODS REHABILITATION AND )  
EXTENDED CARE HOSPITAL, )  
Defendants. )

**ORDER OF DISMISSAL**

In accordance with the memorandum and order of this date and incorporated herein,

**IT IS HEREBY ORDERED** that plaintiff's complaint is **DISMISSED**, without prejudice, for lack of subject matter jurisdiction. See 28 U.S.C. § 1332(a).

**IT IS HEREBY CERTIFIED** that an appeal from this dismissal would not be taken in good faith. See 28 U.S.C. § 1915(a)(3).

  
CHARLES A. SHAW  
UNITED STATES DISTRICT JUDGE

Dated this 8th day of December, 2006.